

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ING BANK, fsb (d/b/a ING DIRECT), and
ING DIRECT BANCORP,

Plaintiffs,

v.

EVERBANK,
EVERBANK FINANCIAL CORP., and
STONE & WARD, INC. (d/b/a/ STONE WARD),

Defendants.

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Civil Action No. 07-154-GMS

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X


AFFIDAVIT OF MAILING PURSUANT TO 10 DEL. C. § 3104 AND D. DEL. LR 4.1(b)

FRANCIS DIGIOVANNI, after first being duly sworn, on this 3rd day of April, 2007,
does depose and say:

1. I am an attorney with the law firm of Connolly Bove Lodge & Hutz LLP and
represent plaintiffs in the above captioned action.

2. On March 22, 2007, I caused a copy of the Complaint, the Summons for
nonresident defendant EverBank Financial Corp., and letter addressed to nonresident defendant
EverBank Financial Corp., and containing the information required by 10 Del. C. § 3104, to be
forwarded, via Registered Mail, to defendant EverBank Financial Corp., pursuant to 10 Del. C. §
3104. The Registered Mail receipt for said package is attached hereto as Exhibit "A."

3. The package referenced in paragraph 2, was received by EverBank Financial Corp. and signed for on March 26, 2007. The confirmation/tracking form received from the United States Postal Service is attached hereto as Exhibit "B."


Francis DiGiovanni (#3189)

Sworn to and subscribed before me this 3rd day of April, 2007.

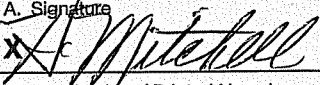

NOTARY PUBLIC
JUDITH T. FETTERMAN
NOTARY PUBLIC, STATE OF DELAWARE
MY COMMISSION EXPIRES APRIL 5, 2010

EXHIBIT A

Registered No. RB 972 232 383 US		Date Stamp RODNEY STA WILMINGTON DE 19801 MAR 22 2007 USPS	
To Be Completed By Post Office	Reg. Fee 7.90	Return Receipt 1.85	
	Handling Charge		
	Postage 1.83	Restricted Delivery	
	Received by <i>[Signature]</i>		
	Customer Must Declare Full Value \$ 0	<input checked="" type="checkbox"/> With Postal Insurance <input checked="" type="checkbox"/> Without Postal Insurance	
OFFICIAL USE			
To Be Completed By Customer (Please Print) All Entries Must Be In Ballpoint or Typed	FROM	Francis D. Giovanni Connolly Cove Lodge & Huts 1007 N. Orange St. P.O. Box 2207 Wilmington, DE 19899	
	TO	Ever Bank Financial Corp. 8100 Nations Way Jacksonville, FL 32256	

PS Form 3806, **Receipt for Registered Mail** Copy 1 - Customer
 May 2004 (7530-02-000-9051) (See Information on Reverse)
 For domestic delivery information, visit our website at www.usps.com®

EXHIBIT B

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature  <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>EverBank Financial Corp. 8100 Nations Way Jacksonville, FL 32256</p>		<p>B. Received by (Printed Name)</p> <p>C. Date of Delivery 05.16.07</p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type.</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label) RB 972 232 383 US</p>			
PS Form 3811, August 2001		Domestic Return Receipt 102595-02-M-1540	